

**PLAINTIFFS**

JOSEPH V. WOMACK, AS CHAPTER 7 TRUSTEE OF  
THE ESTATE OF JOHN HENRY SCHNEIDER

**DEFENDANT(S)**

SCHNEIDER LIMITED PARTNERSHIP; SCHNEIDER  
MANAGEMENT, LLC; MEDPORT, LLC; BSC, LLC;  
JOHN HENRY SCHNEIDER, MICHELLE R.  
SCHNEIDER; KATHLEEN T. BURROWS; MICHELLE R.  
SCHNEIDER, AS TRUSTEE OF THE BRANDON  
SCHNEIDER BENEFIT TRUST, DATED MARCH 30,  
2012; MICHELLE R. SCHNEIDER, AS TRUSTEE OF  
THE SHANNON SCHNEIDER BENEFIT TRUST,  
DATED MARCH 30, 2012; MICHELLE R. SCHNEIDER,  
AS TRUSTEE OF THE CAITLIN SCHNEIDER BENEFIT  
TRUST, DATED MARCH 30, 2012; JOHN SCHNEIDER,  
AS TRUSTEE OF THE JOHN SCHNEIDER  
REVOCABLE TRUST, DATED NOVEMBER 20, 2007;  
MICHELLE R. SCHNEIDER, AS TRUSTEE OF THE  
MICHELLE SCHNEIDER REVOCABLE TRUST, DATED  
NOVEMBER 20, 2007; JOHN DOES 1-10; and XYZ  
CORPS. 1-10

**ATTORNEYS** (Firm Name, Address & Telephone No.)

JOSEPH V. WOMACK  
WALLER & WOMACK  
303 N. BROADWAY, SUITE 805  
BILLINGS, MT 59101

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GOETZ, BALDWIN & GEDDES, P.C.  
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BOZEMAN, MT 59771-6580

**ATTORNEYS** (If known)

HAROLD V. DYE  
DYE & MOE, PLLC  
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GREAT FALLS, MT 59403-1645

**PARTY**

☐ Debtor ☐ U.S. Trustee/Bankruptcy Admin  
☐ Creditor ☐ Other  
☒ Trustee

**PARTY**

☒ Debtor ☐ U.S. Trustee/Bankruptcy Admin  
☐ Creditor ☒ Other  
☐ Trustee

**CAUSE OF ACTION** Consolidation of Debtors' estate and entities; determination of alter egos; avoidance of transfers of property; avoidance or transfer of judgment lien; return of moneys and distributions; declarations regarding property of the Estate; avoidance of trust instruments; injunction against all defendants. 11 U.S.C. §§ 541, 544, 547, 548, 550, 551.

**NATURE OF SUIT**

(Number up to five boxes starting with lead cause of action as 1, first alternative cause as 2, second alternative cause as 3, etc.)

- |  |   |
|--|---|
| <p><input type="checkbox"/> 11-Recovery of money/property - §542 turnover of property</p> <p><b>2</b> <input type="checkbox"/> 12-Recovery of money/property - §547 preference</p> <p><b>1</b> <input type="checkbox"/> 13-Recovery of money/property - §548 fraudulent transfer</p> <p><input type="checkbox"/> 14-Recovery of money/property – other</p> <p><b>FRBP 7001(2) – Validity, Priority or Extent of Lien</b></p> <p><input type="checkbox"/> 21-Validity, priority or extent of lien or other interest in property</p> <p><b>FRBP 7001(3) – Approval of Sale of Property</b></p> <p><input type="checkbox"/> 31-Approval of sale of property of estate and of a co-owner - §363(h)</p> <p><b>FRBP 7001(4) – Objection/Revocation of Discharge</b></p> <p><input type="checkbox"/> 41-Objection/Revocation of Discharge - §727(c),(d),(e)</p> <p><b>FRBP 7001(5) – Revocation of Confirmation</b></p> <p><input type="checkbox"/> 51-Revocation of Confirmation</p> | <p><input type="checkbox"/> 61- Dischargeability - §523(a)(5), domestic support</p> <p><input type="checkbox"/> 68- Dischargeability - §523(a)(6), willful and malicious injury</p> <p><input type="checkbox"/> 63- Dischargeability - §523(a)(8), student loan</p> <p><input type="checkbox"/> 64- Dischargeability - §523(a)(15), divorce/sep property settlement/decre</p> <p><input type="checkbox"/> 65- Dischargeability - other</p> <p><b>FRBP 7001(7) – Injunctive Relief</b></p> <p><input type="checkbox"/> 71- Injunctive Relief – reinstatement of stay</p> <p><b>3</b> <input type="checkbox"/> 72 Injunctive relief - other</p> <p><b>FRBP 7001(8) – Subordination of Claim or Interest</b></p> <p><input type="checkbox"/> 81-Subordination of claim or interest</p> <p><b>FRBP 7001(9) – Declaratory Judgment</b></p> <p><b>4</b> <input type="checkbox"/> 91-Declaratoy judgment</p> |
|--|---|

**FRBP 7001(6) – Dischargeability**

- ☐ 66-Dischargeability - §523(a)(1),(14),(14A) priority tax claims
- ☐ 62-Dischargeability - §523(a)(2), false pretenses, false representation, actual fraud
- ☐ 67-Dischargeability - §523(a)(4), fraud as fiduciary, embezzlement, larceny

**FRBP 7001(10) – Determination of Removed Action**

- ☐ 01-Determination of removed claim or cause

**Other**

- ☐ SS-SIPA Case – 15 U.S.C. §§78aaa *et seq.*

**5** 02-Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy case)

☒ Check if this case involves a substantive issue of state law

☐ Check if this is asserted to be a class action under FRCP 23

☐ Check if jury trial is demanded in complaint

☐ Demand \$

☐ Other Relief Sought:

**BANKRUPTCY CASE IN WHICH THIS ADVERSARY PROCEEDING ARISES**

NAME OF DEBTOR SCHNEIDER, JOHN HENRY

BANKRUPTCY CASE # 14-61357-7

DISTRICT IN WHICH CASE IS PENDING

Montana

DIVISIONAL OFFICE

Billings

NAME OF JUDGE

Ralph B. Kirscher

**RELATED ADVERSARY PROCEEDINGS (IF ANY)**

PLAINTIFF

DEFENDANT

ADVERSARY PROCEEDING #

DISTRICT IN WHICH CASE IS PENDING

DIVISIONAL OFFICE

NAME OF JUDGE

**DATE**

May 22, 2015

**PRINT NAME OF ATTORNEY**

Trent M. Gardner

**SIGNATURE OF ATTORNEY**

By: /s/ Trent M. Gardner  
Attorney for Plaintiff